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**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Katsuyuki MORII et al.

Group Art Unit: 1745

Application No.: 10/791,722

Examiner: J. CREPEAU

Filed: March 4, 2004

Docket No.: 118395

For: FUEL CELL, METHOD OF MANUFACTURING THE SAME, ELECTRONIC APPARATUS, AND AUTOMOBILE

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the December 12, 2006 Restriction Requirement, Applicants provisionally elect Group I, claims 1-6, with traverse.

It is also respectfully submitted that the subject matter of all claims 1-8 is sufficiently related that a thorough search for the subject matter of any one Group of claims would encompass a search for the subject matter of the remaining claims. For example, claims 7 and 8 depend from claim 1. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Restriction Requirement is respectfully requested.

Respectfully submitted,



James A. Oliff

Registration No. 27,075

Randi B. Isaacs

Registration No. 56,046

JAO:RBI/hms

Date: January 3, 2007

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

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